

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

3:04 CV 234-MU

BURTON A. GELLMAN and  
THE GELLMAN CORPORATION,

Plaintiffs,

v.

THE CINCINNATI INSURANCE  
COMPANY,

Defendant.

**PROPOSED  
ORDER AMENDING  
PRETRIAL ORDER AND  
CASE MANAGEMENT PLAN**

THIS MATTER comes before the Court on the parties' Joint Motion for Order Amending Pretrial Order and Case Management Plan (the "Joint Motion"). The parties have conferred with each other and expressed their consent to the dates set forth herein, as evidenced by the signatures of their respective counsel on the Joint Motion. For good cause shown the Joint Motion is hereby GRANTED.

NOW THEREFORE, it is ADJUDGED, DECREED AND ORDERED AS FOLLOWS:

1. The tentative trial date shall be December 4, 2006.
2. All motions other than motions in limine or motions to continue shall be filed on or before August 1, 2006.
3. All discovery is to be completed by June 30, 2006.
4. All depositions of expert witnesses are to be completed by June 30, 2006.
5. All rebuttal experts or supplementations under Rule 26(e) are due by April 15, 2006.
6. Expert reports are due from Defendant's experts by March 15, 2006.

7. Expert reports are due from Plaintiffs' experts by February 15, 2006.
8. Except as modified by this Order, all deadlines or provisions set forth in the Pretrial Order and Case Management Plan remain unchanged. Notably, all deadlines that are triggered by the trial date set by the Court, (for example: for the filing of motions in limine or motions to continue or for the exchange of exhibits or witness lists) would still be due as set forth in the Pretrial Order and Case Management Plan.

*So ordered, this 4<sup>th</sup> day of January 2006.*

*Graham C. Miller*